Before the UNITED STATES COPYRIGHT ROYALTY JUDGES The Library of Congress

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In the Matter of:)		
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DETERMINATION OF RATES AND TERMS)		
FOR DIGITAL PERFORMANCE IN SOUND)	Docket No. 14-CRB-0001-WR	
RECORDINGS AND EPHEMERAL RECORDINGS)	(2016-2020)	RECEIVED
(WEB IV))		
)		SEP 2 6 2014

Copyright Royalty Board

NOTICE OF WITHDRAWAL OF PETITION TO PARTICIPATE

Undersigned counsel hereby submits this Notice of Withdrawal of Petition to Participate in Docket No. 14-CRB-0001-WR (2016 – 2020) on behalf of Feed Media, Inc. ("Feed").

Notwithstanding Feed's continued "significant interest" in the proceeding to determine reasonable rates and terms for the making of public performances of sound recordings by means of eligible nonsubscription transmissions (and associated ephemeral phonorecords) in the Web IV proceeding, Feed has concluded that it is not a good use of its resources to participate in a litigated proceeding where the costs of participation – particularly discovery – could easily consume a significant portion of the company's resources that are better directed at building the service and generating revenue. Feed could also be subject to paying Section 114 royalties on the very legal fees it incurs in this proceeding, an untenable proposition for the company.

In light of the high cost of participating in the proceeding, Feed fears that the Copyright Royalty Judges ("<u>Judges</u>") may lack sufficient record evidence on which to establish royalty rates for all types of eligible nonsubscription transmission services, particularly smaller commercial webcasters. As such, Feed would consider providing information that the Judges or another participant in the

proceeding may request pursuant to the regulations set forth in Part 351 of Chapter 37 of the Code of Federal Regulations if such information would be of assistance to the Judges and not impose too significant a burden upon Feed. Any such inquiries should be directed to undersigned counsel.

Respectfully submitted,

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September 26, 2014

CERTIFICATE OF SERVICE

I, Gwen Wilson, hereby certify that on September 26, 2014, I caused a copy of the foregoing Notice of Withdrawal of Petition to Participate to be served by email and first-class mail to the participants listed below:

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